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January 12, 2021

VIA ECF

United States District Court
Southern District of New York
Attn: Hon. Alvin K. Hellerstein, U.S.D.J.
500 Pearl Street, Room 1050
New York, NY 10007-1312

Re: Perez, *et al.* v. Super Gourmet Food Corp., *et al.*
Civil Case No.: 1:16-cv-4375 (AKH)
MLLG File No.: 105-2018

Dear Judge Hellerstein:

This firm represents the Defendants in the above-referenced case. The Defendants write jointly to respectfully request an adjournment of the virtual fairness hearing scheduled for today, January 12, 2021 at 10:00 AM pursuant to this Court's Order dated December 3, 2020. See Docket Entry 84. The reason for this request is because the parties have not yet finalized settlement; indeed, on December 23, 2020, Defendants wrote to seek an extension of time of thirty (30) days to submit the settlement documents and this Court granted Defendants' request on December 28, 2020. See Docket Entries 85-86.

The parties are working together and have reached agreement in principle on virtually every issue. Plaintiffs sent Defendants revised documents for review and the parties expect to meet the Friday, January 22, 2021 deadline to submit the settlement documents to the Court.

Pursuant to this Court's Individual Rules (hereinafter "Rules") ¶ 1(D): (i) the original date of the hearing is Tuesday, January 12, 2021; (ii-iii) there have been no previous requests for an adjournment of this conference; (iv) the adversary joins in this application and thus consents; and (v) Defendants are unaware of any other previously scheduled dates such that a suggested modified schedule is necessary given the fact that the parties have reached a settlement in principle.

Defendants thus respectfully submit that sufficient good cause exists for an adjournment of the conference (see Fed. R. Civ. P. 6(b)(1)(A)) and thank the Court for its time and attention to this case.

Dated: Lake Success, New York
January 12, 2021

Respectfully submitted,

MILMAN LABUDA LAW GROUP PLLC

/s

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cc: All parties of record – via ECF.